

Docket No.

18810-81401



# Declaration For Patent Application

## English Language Declaration

#4

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below next to my name,

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled

**METHOD OF REGULATING BIOLOGICAL ACTIVITY OF PITUITARY TUMOR TRANSFORMING GENE (PTTG) USING PTTG2**

the specification of which

(check one)

☐ is attached hereto.

☒ was filed on May 11, 2001 as United States Application No. or PCT International

Application Number 09/854,326

and was amended on \_\_\_\_\_

(if applicable)

I hereby state that I have reviewed and understand the contents of the above identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, Code of Federal Regulations, Section 1.56.

I hereby claim foreign priority benefits under Title 35, United States Code, Section 119(a)-(d) or Section 365(b) of any foreign application(s) for patent or inventor's certificate, or Section 365(a) of any PCT International application which designated at least one country other than the United States, listed below and have also identified below, by checking the box, any foreign application for patent or inventor's certificate or PCT International application having a filing date before that of the application on which priority is claimed.

Prior Foreign Application(s)

Priority Not Claimed

PCT/US97/21463

(Number)

PCT

(Country)

11/21/97

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

(Number)

(Country)

(Day/Month/Year Filed)

☐

I hereby claim the benefit under 35 U.S.C. Section 119(e) of any United States provisional

60/031,338

11/21/96

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

(Application Serial No.)

(Filing Date)

I hereby claim the benefit under 35 U. S. C. Section 120 of any United States application(s), or Section 365(c) of any PCT International application designating the United States, listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in the prior United States or PCT International application in the manner provided by the first paragraph of 35 U.S.C. Section 112, I acknowledge the duty to disclose to the United States Patent and Trademark Office all information known to me to be material to patentability as defined in Title 37, CFR Section 1.56 which became available between the filing date of the prior application and the national or PCT International filing date of this application:

<u>Application Serial No.</u>	<u>Filing Date</u>	<u>Status</u>
09/777,422	February 05, 2001	Pending
09/730,469	December 04, 2000	Pending
09/687,911	October 13, 2000	Pending
09/569,956	May 12, 2000	Pending
08/894,251	July 23, 1999	Pending

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

Full name of sole or first inventor <b>Toni Rita Prezant</b>	
Sole or first inventor's signature <i>Toni Rita Prezant</i>	Date <i>June 13, 2001</i>
Residence <b>6401 Pat Avenue, West Hills (FEP) Woodland Hills, CA 91307</b>	
Citizenship <b>U.S.A.</b>	
Post Office Address <b>Same As Above</b>	

Full name of second inventor, if any <b>Anthony P. Heaney</b>	
Second inventor's signature <i>Anthony Heaney</i>	Date <i>6/13/01</i>
Residence <b>2016 Greenfield Avenue, Los Angeles, CA 90025</b>	
Citizenship <b>Ireland</b>	
Post Office Address <b>Same As Above</b>	

Full name of third inventor, if any <b>Shlomo Melmed</b>	
Third inventor's signature <i>Shlomo</i>	Date <i>6/13/01</i>
Residence <b>9437 Cresta Drive, Los Angeles, CA 90035</b>	
Citizenship <b>U.S.A.</b>	
Post Office Address <b>Same as Above</b>	

Full name of fourth inventor, if any	
Fourth inventor's signature	Date
Residence	
Citizenship	
Post Office Address	

**VERIFIED STATEMENT (DECLARATION) CLAIMING SMALL ENTITY  
STATUS (37 CFR 1.9(f) AND 1.27 (d)) - NONPROFIT ORGANIZATION**

Docket No.  
18810-81401

Serial No.  
09/854,326

Filing Date  
May 11, 2001

Patent No.  
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Issue Date  
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Applicant/ **Toni Rita Prezant, Anthony P. Heaney and Shlomo Melmed**  
Patentee:

Invention:

**METHOD OF REGULATING BIOLOGICAL ACTIVITY OF PITUITARY TUMOR TRANSFORMING  
GENE (PTTG)1 USING PTTG2**

I hereby declare that I am an official empowered to act on behalf of the nonprofit organization identified below:

NAME OF ORGANIZATION: Cedars-Sinai Medical Center

ADDRESS OF ORGANIZATION: 8700 Beverly Boulevard  
Los Angeles, CA 90048-1865
**TYPE OF NONPROFIT ORGANIZATION:**

- ☐ University or other Institute of Higher Education
- ☒ Tax Exempt under Internal Revenue Service Code (26 U.S.C. 501(a) and 501(c)(3))
- ☐ Nonprofit Scientific or Educational under Statute of State of The United States of America  
Name of State: \_\_\_\_\_ Citation of Statute: \_\_\_\_\_
- ☐ Would Qualify as Tax Exempt under Internal Revenue Service Code (26 U.S.C. 501(a) and 501(c)(3)) if Located in The United States of America
- ☐ Would Qualify as Nonprofit Scientific or Educational under Statute of State of The United States of America if Located in The United States of America  
Name of State: \_\_\_\_\_ Citation of Statute: \_\_\_\_\_

I hereby declare that the above-identified nonprofit organization qualifies as a nonprofit organization as defined in 37 C.F.R. 1.9(e) for purposes of paying reduced fees to the United States Patent and Trademark Office regarding the invention described in:

- ☐ the specification to be filed herewith.
- ☒ the application identified above.
- ☐ the patent identified above.

I hereby declare that rights under contract or law have been conveyed to and remain with the nonprofit organization with regard to the above identified invention.

If the rights held by the above-identified nonprofit organization are not exclusive, each individual, concern or organization having rights to the invention is listed on the next page and no rights to the invention are held by any person, other than the inventor, who could not qualify as an independent inventor under 37 CFR 1.9(c) or by any concern which would not qualify as a small business concern under 37 CFR 1.9(d) or a nonprofit organization under 37 CFR 1.9(e).

Each person, concern or organization to which I have assigned, granted, conveyed, or licensed or am under an obligation under contract or law to assign, grant, convey, or license any rights in the invention is listed below:

- ☒ no such person, concern or organization exists.  
☐ each such person, concern or organization is listed below.

FULL NAME

ADDRESS

☐

Individual

☐

Small Business Concern

☐

Nonprofit Organization

FULL NAME

ADDRESS

☐

Individual

☐

Small Business Concern

☐

Nonprofit Organization

FULL NAME

ADDRESS

☐

Individual

☐

Small Business Concern

☐

Nonprofit Organization

FULL NAME

ADDRESS

☐

Individual

☐

Small Business Concern

☐

Nonprofit Organization

Separate verified statements are required from each named person, concern or organization having rights to the invention averring to their status as small entities. (37 CFR 1.27)

I acknowledge the duty to file, in this application or patent, notification of any change in status resulting in loss of entitlement to small entity status prior to paying, or at the time of paying, the earliest of the issue fee or any maintenance fee due after the date on which status as a small entity is no longer appropriate. (37 CFR 1.28(b))

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application, any patent issuing thereon, or any patent to which this verified statement is directed.

NAME OF PERSON SIGNING:

Peter E. Braveman, Esq.

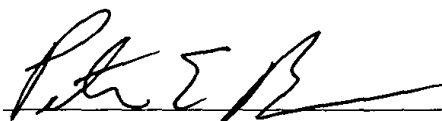
TITLE IN ORGANIZATION:

Senior Vice President of Legal Affairs and Deputy Counsel

ADDRESS OF PERSON SIGNING:

Cedars-Sinai Medical Center  
8700 Beverly Boulevard  
Los Angeles, CA 90013-1010

SIGNATURE:

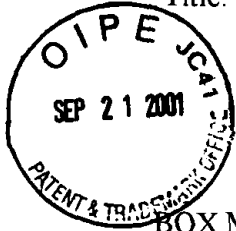


DATE:

6/14/01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Toni Rita Prezant, Anthony P. Heaney, Shlomo Melmed  
Serial No.: 09/854,326  
Filed on: May 11, 2001  
Title: METHOD OF REGULATING BIOLOGICAL ACTIVITY OF  
PITUITARY TUMOR TRANSFORMING GENE (PTTG)1 USING  
PTTG2



POWER OF ATTORNEY

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D. C. 20231

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO BOX MISSING PARTS, THE ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D. C. 20231, ON <u>September 14, 2001</u>	
BY <u>[Signature]</u>	<u>Ann Weiss</u>
<u>September 14, 2001</u>	
Date of Signature	

Dear Sir or Madam:

The undersigned assignee of the entire interest in the above-identified patent application hereby appoints the following attorneys and/or agents, Edward G. Poplawski, Esq., Reg. No. 33,439; Nisan A. Steinberg, Ph.D., Reg. No. 40,345, and Denise L. McKenzie, Esq., Reg. No. 43,790, members of the bar of the State of California, whose address is SIDLEY AUSTIN BROWN & WOOD, 555 West Fifth Street, Los Angeles, California 90013-1010, to prosecute and transact all business in the US Patent and Trademark Office relating to this application,

Please send all future correspondence to:

Edward G. Poplawski, Esq.  
SIDLEY AUSTIN BROWN & WOOD  
555 West Fifth Street  
Los Angeles, CA 90013-1010

and direct all telephone calls to: Nisan A. Steinberg, Ph.D. at 213/896-6665; Fax (213) 896-6600.

Respectfully submitted,

CEDARS-SINAI MEDICAL CENTER

Dated: 6/14/01

[Signature]  
Peter E. Braveman  
Senior Vice President for Legal Affairs and  
General Counsel

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Toni Rita Prezant, Anthony P. Heaney, Shlomo Melmed  
Serial No.: 09/854,326  
Filed on: May 11, 2001  
Title: METHOD OF REGULATING BIOLOGICAL ACTIVITY OF  
PITUITARY TUMOR TRANSFORMING GENE (PTTG)1 USING  
PTTG2



CERTIFICATE UNDER 37 C.F.R. 3.73(b) ESTABLISHING RIGHT OF ASSIGNEE TO PROSECUTE

BOX MISSING PARTS  
Assistant Commissioner for Patents  
Washington, D. C. 20231

Dear Sir or Madam:

I HEREBY CERTIFY THAT THIS CORRESPONDENCE IS BEING DEPOSITED WITH THE UNITED STATES POSTAL SERVICE AS FIRST CLASS MAIL IN AN ENVELOPE ADDRESSED TO BOX MISSING PARTS, THE ASSISTANT COMMISSIONER FOR PATENTS WASHINGTON, D. C. 20231, ON <u>September 14, 2001</u>	
BY <u>Ann Weiss</u>	
<u>September 14, 2001</u>	Date of Signature

CEDARS-SINAI MEDICAL CENTER

certifies that it is the assignee of the entire right, title and interest in the patent application identified above by virtue of chain of title from the inventor, of the patent application identified above, to the current assignee as shown below:

- From: Toni Rita Prezant, Anthony P. Heaney, Shlomo Melmed  
To: CEDARS-SINAI MEDICAL CENTER

The document is being filed herewith with the Patent and Trademark Office. A copy thereof is attached.

The undersigned (whose title is supplied below) is empowered to sign this certificate on behalf of the assignee.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further, that these statements are made with the knowledge that willful false statements, and the like so made, are punishable by fine or imprisonment, or both, under Section 1001, Title 18 of the United States Code, and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

Date: 6/14/01

Name: Peter E. Braveman, Esq.  
Title: Senior Vice President of Legal Affairs and Deputy Counsel

Signature: [Signature]